**IN THE HIGH COURT OF UTTARANCHAL**
**AT NAINITAL**

Writ Petition No. 1873 (SS) of 2005

Dhanbir Chand,

S/o Sri Mandhir Chand,
R/o Village-Nagalataral,

Tehsil-Khatima,

District-Udham Singh Nagar **…….Petitioner.**

Versus

1. State of Uttarakhand through Secretary Education, Dehradun.
2. Director of Education, Dehradun.
3. Joint Director, Education, Kumaon Division, Nainital.
4. District Education Officer, Udham Singh Nagar.

**……Respondents**

**Hon'ble M.M. Ghildiyal, J**

Heard Sri B.S. Khanka, learned counsel for the petitioner and Sri N.P. Shah, learned Standing Counsel for State of Uttarakhand on behalf of respondents.

By means of this writ petition, the petitioner has prayed to issue a writ in the nature of Mandamus commanding the respondents to give joining to the petitioner on the post of Assistant Teacher in Primary School.

The Stand of the petitioner is that in pursuance to the advertisement dated 25.09.2005 published in Newspaper "Dainik Jagran" applications were invited from only those persons who have passed Special BTC from District Institute of Education and Training, Bhimtal, District-Nainital for the post of Assistant Teacher in Primary School, Udham Singh Nagar.

It is not the case of the petitioner that he has passed Special BTC from DIET, Bhimtal, on the contrary he has

submitted that he has obtained a certificate of Shiksha Alankar from Rastriya Patrachar Sansthan, Kanpur. Since the petitioner has not obtained BTC Certificate, which is required as per the advertisement, his candidature was not considered. Further petitioner is not selected candidate there is no question of permitting him joining on the post of Assistant Teacher.

With petition lacks of merit, as such, is dismissed. No order as to costs.

**(M.M. Ghildiyal, J)**

March 15, 2007
Sksharma